

IN THE DISTRICT COURT OF GUAM
TERRITORY OF GUAM
CRIMINAL MINUTES

FILED
DISTRICT COURT OF GUAM
MAR 24 2006
MARY L.M. MORAN
CLERK OF COURT

CASE NO. CR-05-00053

DATE: 3/24/2006

HON. JOAQUIN V.E. MANIBUSAN, JR., U.S. Magistrate Judge

Law Clerk: J. Hattori

Court Reporter: Wanda Miles

Courtroom Deputy: Marilyn Alcon

Electronically Recorded: (9:37:20 - 9:58:37)

CSO: B. Benavente/J. Lizama

SEALED Side Bar: (9:55:27 - 9:58:20)

***** APPEARANCES *****

DEFT: BRIAN WILLIAM ELM

ATTY : CURTIS VAN DE VELD

(X) PRESENT (X) CUSTODY () BOND () P.R.

(X) PRESENT () RETAINED () FPD (X) CJA APPOINTED

U.S. ATTORNEY: MARIVIC DAVID

AGENT: PAUL GRIFFITH, DEA

U.S. PROBATION:

U.S. MARSHAL: D. PUNZALAN/V. ROMAN/C. MARQUEZ

OTHERS PRESENT: CHRISTOPHER ESPINOSA and G. PATRICK CIVILLE (appearing telephonically)

PROCEEDINGS: MOTION TO SEVER DEFENDANT

(X) MOTION ARGUED BY (X) PLAINTIFF (X) DEFENDANT

(X) MOTION ___ Granted X Denied ___ Settled ___ Withdrawn ___ Under Advisement

() ORDER SUBMITTED ___ Approved ___ Disapproved

() ORDER to be Prepared By: _____

() PROCEEDINGS CONTINUED TO: _____ at _____

NOTES:

Government opposed the Motion to Sever Defendant.

Defense counsel moved to continue the trial and stated his reasons. The Court acknowledged the motion and informed counsel that the motion will be decided by the district judge. Mr. Van de Veld stated to the Court that Mr. Stoddard had no objection. Mr. Civile, counsel for defendant Christopher Espinosa, also informed the Court that he will be submitting a motion and declaration to continue the trial. The Court permitted Mr. Civile to submit his motion via facsimile with original to follow.

Courtroom Deputy: nba